

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FORTH WORTH DIVISION**

IN RE 2014 RADIOSHACK ERISA LITIGATION)	MASTER FILE NO. 4:14-cv-00959-O
)	
)	
THIS DOCUMENT RELATES TO:)	Class Action
)	
ALL ACTIONS)	Jury Demanded
)	

RULE 25(a)(1) NOTICE OF DISMISSAL OF STEVEN WOLPIN

On November 13, 2015, Named Plaintiffs Manoj P. Singh, Jeffrey Snyder, and William A. Gerhart (“Plaintiffs”) filed a Suggestion of Death per FED. R. CIV. P. 25 concerning Named Plaintiff Steven Wolpin who passed away on October 30, 2015. Dkt. No. 119. Per Rule 25, if a motion for substitution “is not made within 90 days after service of a statement noting the death, the action by or against the decedent must be dismissed.” FED. R. CIV. P. 25(a)(1). Given that there was no proposed substitution of party for Mr. Wolpin before the expiration of the 90-day period on February 11, 2016, Plaintiffs submit the instant Notice requesting that Mr. Wolpin’s claims be dismissed in accordance with FED. R. CIV. P. 25(a)(1). As contemplated in § 1.43 of the Class Action Settlement Agreement and Release Between Plaintiffs and Defendants Wells Fargo Bank, N.A. and Banco Popular De Puerto Rico, final approval of which Plaintiffs move for in a separate filing today, the dismissal of Mr. Wolpin’s claims is without prejudice to Mr. Wolpin’s estate being able to participate “as a member of the Settlement Class.”

Dated: June 10, 2016

Respectfully submitted,

/s/ Mark K. Gyandoh

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CERTIFICATE OF SERVICE

I hereby certify that on June 10, 2016, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notice of electronic filing to registered CM/ECF participants.

/s/ Mark K. Gyandoh

Mark K. Gyandoh